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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JAMES MILLER AND LINDA MILLER,

**Plaintiffs,**

VS.

ASTRAZENECA PHARMACEUTICALS, L.P.,  
ASTRAZENECA, L.P., AND ELI LILLY AND  
COMPANY,

### Defendants.

No. C 06-0563 JSW

Before the Honorable Jeffrey S. White

**[PROPOSED] ORDER VACATING  
AND/OR CONTINUING CASE  
MANAGEMENT CONFERENCE**

Conference Date: December 1, 2006  
Conference Time: 1:30 p.m.  
Location: Courtroom 2, 17<sup>th</sup> Fl., SF

1 For the reasons set forth in the Joint Case Management Conference Statement, the Court  
2 VACATES  
3 hereby ~~continues~~ the December 1, 2006, Case Management Conference ("CMC") to  
4 \_\_\_\_\_, at \_\_\_\_\_, by which time this case will likely have been transferred to  
5 the Eastern District of New York as part of MDL No. 1596 ~~In re Zyprexa Liability Litigation~~. In  
6 the event this case is not transferred to the MDL far enough in advance of the new CMC date, the  
7 parties shall file a Joint CMC Statement at least 7 calendar days before the new CMC date.  
8 the parties shall file a joint request to have the matter placed back on the Court's calendar.  
9

10 IT IS SO ORDERED

11 DATED: November 21, 2006

12 \_\_\_\_\_  
13 The Honorable Jeffrey S. White